

MISSISSIPPI AGENCY CERTIFICATION UNDER THE AMERICAN RECOVERY AND REINVESTMENT ACT

I, Kevin J. Upchurch (*agency director*), hereby certify to the Mississippi Department of Finance and Administration (DFA) that American Reinvestment and Recovery Act (ARRA) funds accepted and disbursed by MS Department of Finance and Administration (*agency name*) will be spent as responsibly and effectively as possible while maintaining the appropriate controls and reporting mechanisms to ensure accountability and transparency in compliance with ARRA. I understand that my agency may not accept nor escalate ARRA funds unless this certification is made to DFA; that failure to submit required reports or information may result in the loss of the agency's ability to expend Stimulus funds; and that a copy of this certification will be placed on file with the Office of the Governor and posted on stimulus.ms.gov.

In addition, I certify compliance with the following:

- 1) pursuant to Title XIV, Subtitle -----, Section(s) ----- of the American Recovery and Reinvestment Act (Public Law 111-5 (February 17, 2009)) ("ARRA"), Education (*type of*) investments funded with amounts appropriated by ARRA under the heading: State Fiscal Stabilization Fund (*Program Name*) to the US Department of Education (*Federal Agency*) will receive the full review and vetting required by law and that I accept responsibility that such investments of ARRA funds will be appropriate uses of taxpayer dollars;
- 2) the specific information required by Section(s) ----- and Section 1512 concerning each such investment is in strict accordance with federal ARRA requirements and in accordance with the guidelines issued by DFA to meet reporting requirements;
- 3) accept responsibility for communicating with respective federal agency(ies) to ensure we remain in compliance with all requirements of ARRA and will communicate those requirements to DFA in a timely manner;
- 4) risks are or will be identified and internal controls which are sufficient to mitigate the risk of waste, fraud, and abuse are or will be implemented;
- 5) prior audit findings, if applicable, have been addressed and corrective action plans implemented;
- 6) the certification currently made on documents submitted to DFA for payment is inclusive of the following for ARRA funds:
 - a. the claims are just, due, correct and unpaid;
 - b. the goods sold or services rendered have been delivered or performed in good order;
 - c. all statutory requirements covering the payment of this claim have been complied with,
 - i. all state statutory and regulatory requirements have been complied with;
 - ii. all federal statutory and regulatory requirements have been complied with;
 - iii. all grant-specific requirement have been complied with; and
 - iv. all ARRA-specific requirements have been complied with.

Kevin J. Upchurch
Signature - Executive Director

MS Department of Finance and Administration
Agency

5-20-09
Date